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Patent No.

: 7212654 B2

Ser. No.

: 08/879322

Inventor(s)

: Hodgson, et al.

Issued

: May 1, 2007

Title

: MEASUREMENT OF FRUIT PARTICLES

Docket No.

: DHD-228-A

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 1.322 and/or 1.323.

Inspection of the patent application file reveals, that the alleged error(s) in <u>column 6</u>, <u>line 15-16</u>, the patent is printed in accordance with the record in the Patent and Trademark Office of the application as passed to issue by the examiner. Therefore, being no fault on the part of the Patent and Trademark Office, is has no authority to issue a certificate of correction under the provisions of 35 U.S.C. 254 and Rule 1.322 of the rules of Practice of the United States Patent and Trademark Office in Patent Cases.

The statutory fee for consideration of applicant's error(s), did not accompany your request under 37 CFR Rule 323. Therefore, before action may be taken on your request under the noted rule, the statutory fee of \$100 will have to be submitted by you.

In view of the foregoing, your request is hereby denied.

Future correspondence concerning this matter should be filed and directed to Decisions & Certificates of Correction Branch.

Elisha Evans
For Cecelia Newman
Decisions & Certificates
of Correction Branch
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CBN/eme